

SENATE BILL 2538  
By Wilder

AN ACT to amend Tennessee Code Annotated, Titles 2, 48, 63, 68 and 71, relative to homes for the aged and assisted care facilities.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 68-11-201(7), is amended by adding thereto the following new subdivision (C):

(C) "Residential assisted-care living facility" means a facility (1) which accepts primarily aged persons for domiciliary care, and (2) which provides to its residents room, board, and various types and categories of services (a) as prescribed by the resident's treating physician, and (b) which are within those services permitted to be provided by home health agencies under the Tennessee Home Health Agencies Minimum Standards and Regulations to more than one unrelated persons, and (3) which represents and holds itself out to the general public as a residential assisted-care living facility.

SECTION 2. Tennessee Code Annotated, Section 68-11-201(8), is amended by designating the existing language as subdivision (A) and by adding thereto the following new subdivision (B):

(B) "Residential assisted-care living facility resident" means primarily an aged person who requires domiciliary care, and who may require various types and categories of services (a) as prescribed by the resident's treating physician, and (b) which are within those services permitted to be provided by home health agencies under the Tennessee Home Health Agencies Minimum Standards and Regulations to more than one unrelated persons. Such resident will be transferred to a licensed hospital or

licensed nursing home when, in the opinion of the resident's treating physician, such services available to such resident in the residential assisted-care living facility as aforesaid no longer are adequate for the care of the resident.

SECTION 3. Tennessee Code Annotated, Section 68-11-202(a)(1), is amended by adding after the words "homes for the aged," the words:

residential assisted-care living facilities,

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring it.

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